

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

The Board of Supervisors of Maricopa County, Arizona convened in Formal Session at 9:00 a.m., July 26, 2006, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Vice Chairman, District 1(Acting Chairman for this meeting); Max W. Wilson, District 4, and Mary Rose Wilcox, District 5. Absent: Don Stapley, Chairman, District 2; Andrew Kunasek, District 3. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; Sandi Wilson, Deputy County Manager; Bruce White, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

INVOCATION

Ross Tate, County Auditor, delivered the invocation.

PLEDGE OF ALLEGIANCE

Gary Hayes, Maricopa County Board of Adjustment and Drainage Review Board, led the assemblage in the Pledge of Allegiance.

PRESENTATIONS

Al Macias introduced members from the following Boards and Commissions in recognition of the time given in service to Maricopa County and its residents. Each member attended a pre-meeting brunch and each was given a plaque to honor their commitment and dedication. (ADM662):

- o Aggregate Mining Zoning District
- o Board of Adjustment/Drainage Review Board
- o Building Code Advisory Board
- o Legislative Governmental Mall Commission
- o Planning and Zoning Commission

CHAIRMAN'S PERSONAL PRIVILEGE

Chairman Brock announced that Board Chairman Don Stapley had undergone emergency surgery last Saturday and while the prognosis was positive he could have an extended recovery period.

GILA RIVER INDIAN COMMUNITY PRESENTATIONS

Item: Presentation by Lt. Governor Jennifer Allison-Ray of the Gila River Indian Community to recognize Sun Lakes Fire Department, Maricopa County CASA Program, and the Arizona Masonic Foundation for Children. (C2007003300) (ADM650)

Lt. Governor Ray said that the passage of Proposition 202 allowed the Gila River Indian Community (GRIC) to share their gaming revenues with the State through its State Shared Revenue Program. She said their five priority funding areas are public safety, health care, education, transportation and economic development. The GRIC Council recently supported three grant applications submitted by various organizations through Maricopa County. She presented grant checks to the following programs, the first two having to do with areas of child safety and protection, and the two for Sun Lakes Fire District in the public safety area for special emergency fire equipment.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

Project CARE (Court Advocate Recruitment Effort)	\$25,000.00
Masonic Students Assistance Program – Children At Risk	\$76,000.00
Sun Lakes Fire District, First grant	\$4,226.00
Second grant	\$17,333.00

“Maricopa County providing regional leadership . . .”

PRESENTATION OF “TOBACCO, THE MUSICAL”

Laurie Thomas said the Tobacco Prevention Program has three divisions, Prevention, Cessation and Second Hand Smoke; Health Links and Health Education. She gave statistics on smoking habits, preventing smoking and stopping smoking. The video of “Tobacco, the Musical” was shown. One of the performers, 12-year old Desiree Vaughn, was present and spoke to the Board, explaining that her deep interest in fighting the smoking habit stemmed from members of her family who had tried to quit smoking and failed and she was worried about their health. She said this fact-based video was fun for kids to watch and presented the message in a way they would identify with and learn from.

TOBACCO USE PREVENTION AND EDUCATION SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following:

- a. Amendment No. 4 to Contract No. C8603045103 with the Boys & Girls Clubs of Metropolitan Phoenix to provide tobacco use prevention and education services. The amendment extends the contract from July 1, 2006 through June 30, 2007, updates work statement and compensation language, and increases the contract dollar amount by \$72,100. Total funding for the contract will increase from \$272,725 to \$344,825. The Boys & Girls Club was a successful respondent to a Request for Proposals (MCI-329) issued by the Department of Public Health on June 20, 2002. (C8603045104)
- b. An intergovernmental agreement with the Scottsdale Unified School District to provide school-based tobacco use prevention and education services. The term of the agreement is from July 1, 2006 through June 1, 2007, for a contract dollar amount not-to-exceed \$35,000. (C8607413200)
- c. A Letter of Intent for the Maricopa County Department of Public Health to potentially enter into intergovernmental agreements (IGAs) with up to 27 Maricopa County School Districts, to provide school-based tobacco use prevention and education services. The term of these agreements are from July 1, 2006 through May 1, 2007, for a total dollar amount not to exceed \$283,500. Approval of this Letter of Intent will authorize the Chairman to sign the following school district IGAs with their assigned numbers upon finalization of the documents. (C86074532LI)

School District

Arlington School District
Avondale Elementary School District
Buckeye Elementary School District
Gila Bend Unified School District
Glendale Elementary School District

Contract Number

C86074002
C86074012
C86074022
C86074032
C86074042

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

Higley Unified School District	C86074052
Isaac School District	C86074062
Laveen Elementary School District	C86074072
Littleton Elementary School District	C86074082
Mobile Elementary School District	C86074092
Paloma Elementary School District	C86074102
Roosevelt School District	C86074112
Saddle Mountain School District	C86074122
Sentinel Elementary School District #71	C86074142
Balsz School District	C86074152
Cave Creek Unified School District	C86074162
Creighton School District	C86074172
Gilbert Unified School District	C86074192
Liberty School District	C86074202
Maricopa County Regional School District	C86074212
Morristown Elementary School District #75	C86074222
Pendergast School District	C86074242
Phoenix Elementary School District #1	C86074252
Queen Creek Unified School District	C86074262
Wickenburg Unified School District	C86074272
Union Elementary School District	C86074472
Cartwright School District	C86074512

PUBLIC HEARING – LIQUOR LICENSE APPLICATION - CONTINUED

Chairman Brock called for a public hearing on liquor license applications. The Clerk announced that this application should be continued for two weeks to try to resolve zoning issues. Motion was made by Supervisor Wilcox and seconded by Supervisor Wilson, to continue the Greg Hintz Ranch application to the August 16, 2006 meeting. Motion carried unanimously (3-0-2).

Item: Application filed by Gregory Alan Hintz for an Original Series 6 Liquor License: (LL6195)

Business Name: Greg Hintz Ranch - **CONTINUED**
Location: 32439 W. Ashler Hills Drive, Whittmann, 85361

Planning and Development does not recommend approval

PUBLIC HEARING – SUNDERO STREET LIGHTING IMPROVEMENT DISTRICT ORGANIZATION

Chairman Brock called a public hearing on the matter of organizing the Sundero Street Lighting Improvement District, located in the vicinity of El Mirage Road and Pinnacle Peak Road, and appoint the Superintendent of Streets as District Engineer. The district purpose is establishing street lighting facilities and purchasing electric service for the lighting of public streets and parks within the area. A petition representing 100% of the property owners in Sundero has been presented requesting the formation of a street lighting improvement district. (C6407002000) (ADM4302)

**FORMAL SESSION
July 26, 2006**

**ORDER ESTABLISHING
SUNDERO STREET LIGHTING IMPROVEMENT DISTRICT**

A petition having been filed with the Clerk of the Board of Supervisors of Maricopa County, Arizona, praying for the establishment of Sundero Street Lighting Improvement District, under the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes, 1956, and said petition having been presented to the Board of Supervisors on the 26th day of July, 2006 at the hour of 9:00 a.m., at the usual meeting place of said Board of Supervisors at 205 West Jefferson Street, in the City of Phoenix, as required by said Arizona Revised Statutes, 1956, and said Board having heard all interested property owners who appeared at said hearing on any matter relating to the establishment of the proposed District, or filed with the Clerk of the Board of Supervisors, before the date for said hearing, and after having heard all of said property owners, said Board of Supervisors finds that said petition is signed by the requisite number of owners of real property and further finds that the public convenience, necessity and welfare will be promoted by the establishment of said district, and hereby, by this formal order declares the findings aforesaid, and establishes the boundaries as follows:

THOSE PORTIONS OF THE NORTHEAST QUARTER OF SECTION 14 AND THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 4 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 14 BEING COMMON WITH THE NORTHWEST CORNER OF SAID SECTION 13 MARKED WITH AN ALIMNUM CAP STAMPED RLS18214 FROM WHENCE THE EAST QUARTER CORNER OF SAID SECTION 14, MARKED WITH A ONE HALF INCH REBAR AND RLS CAP 12213, LIES S 00° 00' 43" E, A DISTANCE OF 2642.78 FEET;

THENCE S 89° 31' 31" E COINCIDENT WITH THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 13, A DISTANCE OF 71.34 FEET TO A POINT ON THE ARC OF A NON-TANGENT CURVE FROM WHICH POINT, THE CENTER BEARS S 54° 19' 51" E, A DISTANCE OF 94.42 FEET;

THENCE ALONG SAID CURVE ON AN ARC TO THE LEFT HAVING A RADIUS OF 94.42 FEET, THROUGH A CENTRAL ANGLE OF 35° 11' 40", A DISTANCE OF 58.00 FEET TO A POINT OF TANGENCY;

THENCE SOUTH 00° 28' 29" W, A DISTANCE OF 100.58 FEET TO A POINT OF CURVATURE;

THENCE ALONG A CURVE ON AN ARC TO THE RIGHT, HAVING A RADIUS OF 20.00 FEET, THROUGH A CENTRAL ANGLE OF 90° 00' 00", A DISTANCE OF 31.42 FEET TO A POINT OF TANGENCY;

THENCE N 89° 31' 31" W, A DISTANCE OF 32.59 FEET;

THENCE S 00° 00' 43" E, A DISTANCE OF 50.00 FEET;

THENCE S 89° 31' 31" E, A DISTANCE OF 32.17 FEET TO A POINT OF CURVATURE;

**FORMAL SESSION
July 26, 2006**

THENCE ALONG A CURVE ON AN ARC TO THE RIGHT, HAVING A RADIUS OF 20.00 FEET THROUGH A CENTRAL ANGLE OF 90° 00' 00", A DISTANCE OF 31.42 FEET TO A POINT OF TANGENCY;

THENCE S 00° 28' 29" W, A DISTANCE OF 259.02 FEET TO A POINT OF CURVATURE;

THENCE ALONG A CURVE ON AN ARC TO THE RIGHT, HAVING A RADIUS OF 460.00 FEET, THROUGH A CENTRAL ANGLE OF 11° 09' 16", A DISTANCE OF 89.55 FEET TO A POINT OF TANGENCY;

THENCE S 11° 37' 45" W, A DISTANCE OF 199.98 FEET TO A POINT ON THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 13, BEING COMMON WITH THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 14;

THENCE S 00° 00' 43" E COINCIDENT WITH THE EAST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 532.09 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 14;

THENCE N 89° 24' 53" W ALONG SAID SOUTH LINE A DISTANCE OF 571.28 TO THE EASTERLY LINE OF TRILBY WASH, ACCORDING TO BOOK 63 OF MAPS, PAGE 31, RECORDS OF MARICOPA COUNTY RECORDER'S OFFICE;

THENCE DEPARTING SAID SOUTH LINE N 05° 59' 05" W, ALONG SAID EASTERLY LINE, A DISTANCE OF 1329.60 FEET TO A POINT ON THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 14;

THENCE S 89° 26' 48" E COINCIDENT WITH SAID NORTH LINE A DISTANCE OF 709.64 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING AN OF AREA 877,898 SQUARE FEET OR 20.154 ACRES, MORE OR LESS.

And further declares that said district is now established under the name of Sundero Street Light Improvement District, by which name it shall be known in all proceedings hereafter.

DATED this 26th day of July 2006.

/s/ Fulton Brock, Acting Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the organization of this special district, as given above.

FORMAL SESSION
July 26, 2006

PUBLIC HEARING – JACKRABBIT ESTATES STREET LIGHTING IMPROVEMENT DISTRICT ORGANIZATION

Chairman Brock called for a public hearing on the matter of organizing the Jackrabbit Estates Street Lighting Improvement District, located in the vicinity of Camelback Road and Jackrabbit Trail, and appoint the Superintendent of Streets as District Engineer. The district purpose is establishing street lighting facilities and purchasing electric service for the lighting of public streets and parks within the area. A petition representing 100% of the property owners in Jackrabbit Estates has been presented requesting the formation of a street lighting improvement district. (C6407003000) (ADM4302)

**ORDER ESTABLISHING
JACKRABBIT ESTATES STREET LIGHTING IMPROVEMENT DISTRICT**

A petition having been filed with the Clerk of the Board of Supervisors of Maricopa County, Arizona, praying for the establishment of Jackrabbit Estates Street Lighting Improvement District, under the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes, 1956, and said petition having been presented to the Board of Supervisors on the 26th day of July, 2006 at the hour of 9:00 a.m., at the usual meeting place of said Board of Supervisors at 205 West Jefferson Street, in the City of Phoenix, as required by said Arizona Revised Statutes, 1956, and said Board having heard all interested property owners who appeared at said hearing on any matter relating to the establishment of the proposed District, or filed with the Clerk of the Board of Supervisors, before the date for said hearing, and after having heard all of said property owners, said Board of Supervisors finds that said petition is signed by the requisite number of owners of real property and further finds that the public convenience, necessity and welfare will be promoted by the establishment of said district, and hereby, by this formal order declares the findings aforesaid, and establishes the boundaries as follows:

That part of the Southwest quarter of Section 16, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona described as follows:

Beginning at the Southwest corner of said Section 16;

Thence North 0 degrees 02 minutes 44 seconds East along the West line of said Section 16, a distance of 2453.58 feet to a point which is 162.00 feet South of the East-West mid-section line of said Section 16;

Thence North 89 degrees 45 minutes 46 seconds East parallel to and 162.00 feet South of said East-West mid-section line, a distance of 2497.24 feet to a point which is 157.00 feet West of the North-South mid-section line of said Section 16;

Thence South 0 degrees 07 minutes 20 seconds West parallel to and 157.00 feet West of said North-South mid-section line, a distance of 2463.93 feet to a point on the South line of said Section 16;

Thence South 90 degrees 00 minutes 00 seconds West, a distance of 2493.91 feet to the Point of Beginning.

And further declares that said district is now established under the name of Jackrabbit Estates Street Light Improvement District, by which name it shall be known in all proceedings hereafter.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

DATED this 26th day of July 2006.

/s/ Fulton Brock, Acting Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the organization of this special district, as given above.

PUBLIC HEARING – ARIZONA-AMERICAN WATER COMPANY FRANCHISE EXTENSION

Chairman Brock called for a public hearing to solicit comments on the application filed by Arizona-American Water Company, for a public service franchise extension to construct, maintain and operate water lines, etc., for a period of 25 years beginning or for a period of one year after the franchised area or a portion thereof is annexed by a municipality, whichever is shorter, for the supplying of this service along, upon, under and across public highways, roads, alleys and thoroughfares (excepting State highways) within that portion of Maricopa County, Arizona, known and described as follows, to-wit: . (F23015)

That part of the North half of Section 10, Township 6 North, Range 2 East, of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows:
Beginning at the Northeast corner of Section 10, monumented with a G.L.O. brass cap;
Thence South 00 Degrees 00 Minutes 07 Seconds West along the East line of said North half of Section 10, a distance of 2644.88 feet to the East quarter corner of Section 10, monumented with a G.L.O. brass cap;
Thence South 89 Degrees 59 Minutes 13 Seconds West, along the South line of said North half of Section 10, a distance of 3556.89 feet to the Easterly Right of Way of Interstate 17, monumented with a ½" rebar with cap LS #12216;
Thence North 05 Degrees 28 Minutes 34 Seconds West along said Right of Way a distance of 774.64 feet to the beginning of a tangent curve of 22,714.32 foot radius, concave Northeasterly, monumented with an ADOT Right of Way brass cap;
Thence continuing Northwesterly, along said Right of Way and curve, through a central angle of 03 Degrees 02 Minutes 31 Seconds, a distance of 1,206.00 feet to the Southwest corner of Tax A.P.N. 202-22-015A, monumented with a ½" rebar with cap L.S. #12216;
Thence South 90 Degrees 00 Minutes 00 Seconds East along the South line of Tax A.P.N.'s 202-22-015A, 202-22-015B, 202-22-009U, 202-22-009T, 202-22-009W, AND 202-22-009V, a distance of 1,207.07 feet to the Southeast .corner of Tax A.P.N. 202-22-009V, monumented with a ½" rebar with cap L.S. #33315;
Thence North 00 Degrees 00 Minutes 00 Seconds East along the East line of Tax A.P.N.'s 202-22-009V, and 202-22-009X, a distance of 660.34 feet to the North line of said North half of Section 10, monumented with a ¾" rebar;
Thence North 89 Degrees 44 Minutes 33 Seconds East along said North line, a distance of 2,507.10 feet to the Point of Beginning.
Containing 203.48 Acres, more or less.

Craig Marks, Arizona-American Water Company, was present to answer questions, but there were none.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

No protests having been received, motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to grant the said franchise as applied for and to impose such restrictions and limitations upon said applicant as to the use of such public highways, roads, alleys and thoroughfares as may be deemed best for the public safety and welfare and to include in such franchise the statutory provisions set forth in Title 40, Chapter 2, Article 4, A.R.S., 1956, requiring the grantee of said franchise to pay such expenses, damages and compensations, if any, as may result from the use and operation of said franchise and as in said statute specified.

PUBLIC HEARING – GOLDFIELD RANCH FIRE DISTRICT

Chairman Brock called for a public hearing regarding the impact statement for the proposed Goldfield Ranch Fire District, to be located in the Goldfield Ranch Subdivision community as described in the legal description submitted and on file in the Clerk of the Board's office. At the hearing, the Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. Also, to set the amount of the bond identified in A.R.S. §48-261(C) to cover the projected expenses incurred by the county. Said bond of \$2,000 is due and payable to the county by July 28, 2006. (C0606077700) (ADM4452)

Randy Haines, citizen and resident of Goldfield Ranch, said there is no obligated fire service that serves this subdivision and asked that the proponents be allowed to continue with the next step in the formation process (circulating petitions) so that this district could be created and then contract for fire services. He said he had filed an Amended Impact Statement with the Clerk's Office today to change the name of one of the directors. In response to questions from Supervisor Wilson, Mr. Haines said the subdivision has 80 occupied homes and buildings and is growing into this 5,000 acre area with 10-20 new permits a year. When built out the area will have approximately 1,000 homes.

Clerk of the Board Fran McCarroll said that her office had received three emails in favor and one letter from Jan Roedel in opposition to the district. The opposition felt it was premature to form a fire district at this time because of the dirt roads and there are no fire hydrants in the subdivision.

Chairman Brock commented that it is always a difficult decision to impose the additional fees that are contingent with forming a special district and while it may be somewhat premature, the area is growing and he felt it would be expedient for a district to be formed so a contract for fire services could be let. He cautioned that it is too late to do that when a home or other structure is burning.

Noting that written comments, both pro and con, had been received, and having heard the speaker who came forth at the Chairman's call, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to find that the creation of the Goldfield Ranch Fire District, pursuant to the amended Impact Statement, would promote the public health, comfort, convenience, necessity and welfare of the designated community, and, therefore, the proponents may proceed with circulating petitions per the statutory guidelines. In addition, the bond of \$2,000 is hereby set, said bond being due and payable to the County by July 28, 2006.

EXPENDITURE AUTHORITY FOR STAFF AND SUPPLIES

Pursuant to A.R.S. §42-17106(b), motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve a transfer of expenditure authority from General Government (470) General Fund (100) General Government contingency (4711) to Clerk of the Board (060) General Fund (100) in the amount of \$46,521.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

This action will fund one full-time employee and associated supplies. This action requires an expenditure appropriation adjustment decreasing the FY 2006-07 General Government (470) General Fund Contingency (4711) expenditure budget by \$46,521, and increasing the FY 2006-07 Clerk of the Board (060) General Fund (100) expenditure budget by \$46,521. Approval of this action will allow the department to handle their mandated duties including oversight of the tax deeded land sales in a proactive manner. This adjustment will result in a net impact of zero to the county budget. (C0607004M00) (ADM700-003)

TAX DEEDED LAND SALES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the Resolution "Ordering and approving Maricopa County Tax Deeded Land Sales" and Exhibit A which outlines the procedures for conducting the sale. In addition, authorize the transfer of the real property auction to the County Treasurer's Office. With the approval of this agenda item, the County Treasurer will be responsible for conducting the sale through auction. This agenda item transfers the sale of tax deeded land from the Clerk of the Board to the County Treasurer. The procedures currently in place for the Clerk of the Board will be replaced by the procedures in Exhibit A of the Resolution until such time as the Resolution is rescinded. (C0607005700) (ADM656)

RESOLUTION

**Ordering and Approving
Maricopa County Tax Deeded Land Sales**

WHEREAS the Board of Supervisors is authorized pursuant to A.R.S. § 42-18301 et. Seq. to conduct a public sale of real property in the county that is held by the State by tax deed ("Tax-Deeded Land Sale"); and

WHEREAS the Board desires to delegate the conduct of the sale, and all statutory requirements leading up to the sale, to the Maricopa County Treasurer; and

WHEREAS the Board desires to make this delegation effective until rescinded by this Board,

NOW, THEREFORE, BE IT RESOLVED by the Maricopa County Board of Supervisors hereby appoints the Maricopa County Treasurer as its agent to comply with the statutory requirements and to conduct the Tax Deeded Land Sale and

BE IT FURTHER RESOLVED, the Tax-Deeded Land Sale shall be conducted at such time and place as determined by the Maricopa County Treasurer, and all sales shall be subject to Board of Supervisors approval; in accordance with the procedures adopted herewith; and

BE IT FURTHER RESOLVED, the sale shall be conducted pursuant to the "Tax Deeded Land Sale Procedures" attached hereto as Exhibit "A".

DATED this 26th day of July 2006. (C0607005700)

/s/ Fulton Brock, Acting Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

**FORMAL SESSION
July 26, 2006**

Exhibit "A"

Tax-Deeded Land Sale Procedures

1. The sale of all parcels shall be "as-is" and without warranty.
2. All properties in the Tax-Deeded Land Sale will be sold to the highest bidder, subject to Board of Supervisors Approval.
3. In the exercise of its reasonable discretion, the Board of Supervisors may accept, defer or reject a bid and may also determine not to sell a property, even at the highest bid.
4. Only cash, certified or cashier's check or money orders will be accepted for the bid entrance deposit, non-refundable down payment ("Down Payment"), and final payment.
5. Prior to the start of the sale each bidder shall post \$100 as an entrance deposit.
6. Each bidder shall sign the acknowledgement on the registration form at the time the entrance deposit is paid, and a receipt will be issued.
7. The sale will be conducted in the manner deemed most beneficial for the County for each parcel by the Treasurer. This may include, but not be limited to, a live auction or an auction over the Internet.
8. A Down Payment of 10% of the bid or \$300, whichever is greater, shall be paid immediately upon the announcement of the highest bid for each parcel by the auctioneer. Bids less than \$300 shall be immediately paid in full. In the event the Board of Supervisors rejects the highest bid, these funds shall be refunded to the bidder.
9. The Down Payment shall be applied to the purchase price and shall be forfeited in the event payment in full is not received by 5:00 p.m. of the next business day following acceptance of a bid by the Board of Supervisors.
10. After confirming availability of funds, deeds shall be prepared by the Treasurer and recorded by 5:00 p.m. of the next business day.
11. The original recorded deed will be mailed to the purchaser at the address on record.

EVIDENCE AND COURTROOM TESTIMONY

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to amend the contract with Sexual Assault Nurse Examiners Program to gather evidence and provide courtroom testimony in the prosecution of sexual assaults or sexual abuse matters. The contract term is from October 1, 2004, to September 30, 2007. The reimbursement per case will increase from \$500 to \$525. The maximum amount for additional laboratory testing, as required by the law enforcement or the Maricopa County Attorney's Office, will increase from \$100 to \$150 per case. (C1905020101)

**FORMAL SESSION
July 26, 2006**

VICTIM'S RIGHTS LAWS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve receipt of FY 2006-07 grant funds from the State of Arizona Office of the Attorney General for award agreement A.G. #2007-008 in the amount of \$529,900.00. These grant funds are to be used to support the direct costs of implementing victims' rights laws pursuant to those provisions of the Arizona Revised Statutes Title 13, Chapter 40 and Title 8, Chapter 3, Article 7 impacting prosecutorial agencies as an entity type. This agreement will commence on July 1, 2006, and terminate on June 30, 2007. The grant funds may not be expended for any indirect costs which may be incurred by the Maricopa County Attorney's Office or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the County Attorney's composite indirect cost rate at 13.82%. The non-recoverable indirect cost of administering this grant is \$73,232.18. Approve revenue and expenditure appropriation increase adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the grant in the amount of \$38,700.00 for FY 2006-07. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C1907001300)

SETTLEMENT AGREEMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the severance pay settlement agreement with the former Finance Administrator of the Maricopa County Assessor's Office and Maricopa County. This item is scheduled to be discussed in Executive Session on July 24, 2006. (C1907006M00) (ADM409)

METHAMPHETAMINE TASK FORCE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve Amendment No.1 to the reimbursement agreement between the Phoenix Police Department and the Maricopa County Sheriff's Office to increase the agreement by \$40,600 from \$144,464 to \$185,064. The Phoenix Police Department is a participant of the Arizona Methamphetamine Program that is funded by the Department of Justice, Bureau of Justice Assistance, which the Sheriff's Office is the Administrator. The Board of Supervisors approved the original item C50055282ZZ on ~~February 9~~ January 19, 2005. This will increase the amount to be reimbursed to the Phoenix Police Department by \$40,600. (C5005530201)

TEMPORARY ADDITION TO FLEET FOR HOLIDAY MALL PATROL

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to authorize Equipment Services to retain 25 serviceable vehicles scheduled to be redlined out of the Sheriff's Office Fleet and allow them to remain as part of a temporary addition to the Sheriff's Office Fleet so they can be used beginning November 24, 2006 through December 26, 2006, for Holiday Mall Patrol. Fuel costs are estimated to be \$6,000 and will come from Sheriff's Office budgeted funds. (C5007006M00) (ADM3104)

**FORMAL SESSION
July 26, 2006**

BUFFER ZONE PROTECTION

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following:

Intergovernmental Agreement. An intergovernmental agreement between the Arizona Department of Emergency Management and the Maricopa County Sheriff's Office, accepting \$334,748 in federal pass-through grant funds. These funds will be used to purchase equipment to provide buffer zone protection to the Chase Field Ballpark in the amount of \$91,194.00, and for the Palo Verde Nuclear Generating Station in the amount of \$243,554.00.

Temporary Addition to Fleet. This includes a one-time addition to the fleet of a highly specialized EOD Bomb Response Vehicle that will cost approximately \$5,000 per year to operate and will be retired at the end of its useful life with no funding from the general fund for its replacement. (ADM3104)

Exception to Technology Finance Program. An exception to the Technology Finance Program (TFP) that allows the Sheriff's Office to use grant funds to make a one-time purchase of two laptop computers; one will be used at the Ballpark and the other will be installed in the EOD response vehicle. The computing equipment will be tracked separately with no funding from the general fund for replacement.

This grant will enable the Sheriff's Office to acquire the required equipment to provide Buffer Zone Protection for the Chase Field Ballpark and the Palo Verde Nuclear Generating Station. This equipment will enhance the safety of Deputies when responding to terrorist activities and strengthen the overall capability of the Sheriff's Office to help in the national effort to combat terrorism. This funding originates from the United States Department of Homeland Security, Office for Domestic Preparedness, 2005 Homeland Security Grant Program award number #2005-GR-T5-0062. The Sheriff's Office indirect cost rate for FY 2006-07 is 17.8%. Unrecoverable indirect costs associated with this grant are estimated to be \$23,380.12. The term of this funding is April 1, 2005 through March 31, 2007. (C5007503300) (ADM3900-002) (ADM3900-002)

APPOINTMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following appointments as Superior Court Judge Pro Tempore and Pro Tempore Justice of the Peace for the period from July 31, 2006 through December 31, 2006, to serve in the various programs in the Superior Courts and Justice Courts to reduce trial delay

- a. Court Commissioner Michael L. Barth (C3807001700) (ADM1001)
- b. Court Commissioner Joan M. Huls (C3807002700) (ADM1001)

GRANT AMENDMENTS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to amend the following agenda items to reflect the actual fiscal year in which the grants were awarded. The grant awards were scheduled to be received in FY 2005-06, but were received in FY 2006-07.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

- a. Agenda item C2006008000 to reflect the amount of \$12,000 being received in FY 2006-07 instead of FY 2005-06. This action will require an appropriation adjustment to General Government (470) Grant Fund (249), increasing the FY 2006-07 revenue and expenditure budgets by \$12,000 and the creation of a new line item in General Government (470) General Government Grant Fund (249) Pass Through Grants (4712) entitled "Arizona Masonic Foundation." (C2006008001)
- b. Agenda item C2006011300 to reflect the amount of \$25,000 being received in FY 2006-07 instead of FY 2005-06. This action will require an appropriation adjustment to General Government (470) Grant Fund (249), increasing the FY 2006-07 revenue and expenditure budgets by \$25,000 and the creation of a new line item in General Government (470) General Government Grant Fund (249) Pass Through Grants (4712) entitled "Court CASA Program." (C2006011301)
- c. Agenda item C2006032300 to reflect the amount of \$17,333 being received in FY 2006-07 instead of FY 2005-06. This action will require an appropriation adjustment to General Government (470) Grant Fund (249), increasing the FY 2006-07 revenue and expenditure budgets by \$17,333 and the creation of a new line item in General Government (470) General Government Grant Fund (249) Pass Through Grants (4712) entitled "Sun Lakes Fire District." (C2006032301)

CONSTRUCTION SUPPORT FOR HUMAN SERVICES CAMPUS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to accept the application and approve a contract between the Arizona Department of Housing and Maricopa County for \$450,000 of Special Project Funds to support construction of the Human Services Campus in downtown Phoenix. (C2006061300)

Blue Crowley, citizen, thanked the County for long-term efforts in establishing the Campus. He said he believes it is the Campus that has so far kept indigent deaths to only five during these very hot days and nights rather than 30 as in previous years.

PERSONNEL AGENDAS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas. Exhibits A and B will be found at the end of this set of Minutes.

AMEND PEAK PERFORMERS PROGRAM

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to amend the FY 2005-06 Peak Performers Program (also known as the Spot Award Program) to include granting American Express gift cards (02059-RFP) in denominations of 25 points for a maximum award of 50 points per employee or departmental volunteer per event. These gifts cards have no cash value.

**FORMAL SESSION
July 26, 2006**

The Peak Performers Program will cover the period from January 1, 2006, through December 31, 2006. (C3106011802) (ADM3336)

SECURITY STAFF POSITIONS AND FACILITY MODIFICATIONS

Pursuant to A.R.S. §42-17106(b), motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to transfer expenditure appropriation from FY 2006-07 contingency funds in the amount of \$476,451 (annualized impact is \$358,626) from General Government (470) General Fund (100) General Contingency (4711) to Trial Court (100) General Fund (100). Approval of this action will allow the Courts to provide adequate coverage of and response to the security needs of Adult and Juvenile Probation with an additional nine security staff positions. (ADM1002-001)

Also pursuant to A.R.S. §42-17106(b), approve the following actions in order to use existing fund balances to complete facility modifications for security purposes. The completion of the facility modifications will allow the departments to continue to provide adult probation services to the community at the current level of service while increasing security in the facilities.

- o **For Adult Probation Department.** Approve the transfer of one-time expenditure authority in the amount not-to-exceed \$1,550,000 (\$0 annualized), from FY 2006-07 General Government (470) Grant Fund (249) Expenditure Authority Reserve (4711) for "Potential Fee Increases" to the Adult Probation (110) Fees Fund (201). (ADM200-003)
- o **For Juvenile Probation Department.** Approve the transfer of one-time expenditure authority in the amount not-to-exceed \$50,000 (\$0 annualized), from FY 2006-07 General Government (470) Grant Fund (249) Expenditure Authority Reserve (4711) for "Potential Fee Increases" to the Juvenile Probation (270) Special Fees Fund (228). (ADM1400-003)

In addition, creates a new major maintenance project titled "Probation Security" in the General Fund (100), Appropriated Fund Balance Department (480) Major Maintenance (4832), with an expenditure budget of \$1,600,000 (Year 1: \$1,600,000), and authorize the Facilities Management Department to proceed with the implementation and management of the completion of programming, procurement, design, and construction of the project. Expenditures will be allocated out to the Adult Probation Fees Fund (201) in the Adult Probation Department (110) and Juvenile Probation Special Fee Fund (228) in the Juvenile Probation Department (270) for a net impact of zero. (C4907003800) (ADM200-003) (ADM1400-003)

WELL WOMAN HEALTH CHECK SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the following amendments to provide well woman health check services to uninsured or underinsured women.

- a. **Amendment No. 3 to Contract No. C86060101 with Mountain Park Health Center.** This amendment increases the contract dollar amount by \$7,500. Total funding for the contract term ending June 30, 2006, will increase from not-to-exceed \$67,500 to not-to-exceed \$75,000.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

All other terms and conditions of the original contract shall remain in full force and effect. Mountain Park Health Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8606010103)

- b. **Amendment No. 1 to Contract No. C86060181 with Clinica Adelante, Inc.** Total funding for the contract term July 1, 2006 to June 30, 2007, will not exceed \$10,000. All other terms and conditions of the original contract shall remain in full force and effect. Clinica Adelante, Inc. was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8606018101)
- c. **Amendment No. 2 to Intergovernmental Agreement (IGA) Contract No. C86060231 with Arizona Board of Regents d.b.a. Arizona State University – Community Health Services Clinic.** Total funding for the IGA term July 1, 2006 to June 30, 2007, will not exceed \$100,000. All other terms and conditions of the original IGA contract shall remain in full force and effect. The Arizona Board of Regents d.b.a. Arizona State University – Community Health Services Clinic was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8606023102)
- d. **Amendment No. 1 to Contract No. C86060281 with Catholic Healthcare West d.b.a. St. Joseph's Hospital and Medical Center.** Total funding for the contract term July 1, 2006 to June 30, 2007, will not exceed \$75,000. All other terms and conditions of the original contract shall remain in full force and effect. Catholic Healthcare West d.b.a. St. Joseph's Hospital and Medical Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C8606028101)
- e. **Amendment No. 4 to Contract No. C8606010103 with Mountain Park Health Center.** Total funding for the contract term July 1, 2006 to June 30, 2007, will not exceed \$53,371. All other terms and conditions of the original contract shall remain in full force and effect. Mountain Park Health Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8607004100)

RECRUITMENT SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve Intergovernmental Agreement No. C90066011 with Maricopa County Special Health Care District d.b.a. Maricopa Integrated Health System for recruitment services on behalf of the Maricopa County Department of Public Health, South Phoenix Healthy Start Project. The term of the grant is from May 1, 2006 through May 31, 2007; with a dollar amount not-to-exceed \$3,000.00 over the one-year period. The Maricopa County Department of Public Health's current indirect cost rate is 16.67%. The preliminary FY 2006-07 indirect rate of 18.13% is under review for approval. The grantor does not allow indirect costs under this grant. Unrecoverable indirect costs are estimated at \$428.64 at the current 16.67%, or \$460.42 at the preliminary FY 2006-07 rate of 18.13%. Approve revenue and expenditure adjustments to the Public Health Department's Grant Fund (Department 861, Fund 532) associated with the grant in an amount not-to-exceed \$3,000.00 over the next year.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

The appropriations adjustment is necessary because these funds were not included in the FY 2005-06 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C8606067200)

ADMINISTRATIVE CORRECTION

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve an administration correction to Intergovernmental Agreement C8606068200 between Maricopa County Department of Public Health and Arizona Board of Regents, d.b.a. Arizona State University, approved on June 7, 2006, to correct the term end date from August 20, 2006 to August 30, 2006. All other terms and conditions of the original agreement are in affect. No additional funds are included in this amendment. (C8606068201)

TECHNICAL ASSISTANCE CONSULTATION

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the Amendment No. 1 with Mosaica, Inc., Contract Number C86067991 for the provision of technical assistance consultation for Ryan White Title I Services with Maricopa County Department of Public Health. The term of the amendment is retroactive from March 1, 2006 and continues through February 28, 2007, for a contract amount of \$30,000. This agreement is covered under MC1-102 (C) of the Maricopa County Procurement Code. (C8606799101)

TRANSPORTATION SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve Amendment No. 2 to the contract for services between the Maricopa County Human Services Department Special Transportation Program and COMTRANS, Inc. to exercise option year one of three one-year options to renew the contract. Funding for FY 2006-07, in the amount of \$250,000, is added (raising the total contract value from \$250,000 to \$500,000) to provide transportation services to clients. The contract period for this amendment is July 1, 2006 to June 30, 2007. Funding for this contract is provided from a variety of federal, state, and municipal sources. This contract does not contain any county general funds. (C2206141102)

COOPERATIVE PURCHASE AGREEMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve and authorize the execution of a cooperative purchase agreement between Maricopa County and Mohave Educational Services Cooperative, Inc., in order to allow Maricopa County Parks and Recreation Department to utilize the contract for construction of playground shade structures by Shade 'n Net, Contract Number 05N-SHADE-0103. (C3006040000)

**FORMAL SESSION
July 26, 2006**

SAHUARO CENTRAL RAILROAD HERITAGE PRESERVATION SOCIETY

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve Amendment No. 4 to Sahuaro Central Railroad Heritage Preservation Society, Inc.'s (Sahuaro Central) Special Use Agreement revising the legal description of the property used by Sahuaro Central, effective upon Board of Supervisors' approval, and exercising a 15-year renewal option effective February 21, 2014 and that this renewal option shall expire on February 21, 2029. A 10-year renewal option remains. Total term of the Agreement, as amended shall be for 40 years (February 21, 1989 through February 20, 2029). There is one 10-year renewal option remaining. There is no expenditure impact to the county. Amendment No. 4 authorizes the payment of Administrative Fees by Sahuaro Central to the county effective in 2014, the start of the renewal option. (CS892034) (C3007002100)

SETTLEMENT AGREEMENT WITH KENNEY ENTERPRISES, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the Settlement Agreement between Maricopa County and Kenney Enterprises, Inc., d.b.a. Golfland Entertainment Centers, Inc. (Golfland). Golfland was the Plaintiff in the Maricopa County Superior Court in a matter entitled Kenny Enterprises, Inc. d.b.a. Golfland Entertainment Centers, Inc., a California Corporation, v. Maricopa County Board of Supervisors; Maricopa County Flood Control No CV 2005-092186. The lawsuit was brought by the Plaintiff pursuant to A.R.S. §12-1831 et seq, which sought a declaratory judgment from the Court as to whether the term of the lease expires January 3, 2007 or January 3, 2009, and to ownership of equipment and improvements on the subject property (Waterworld Safari), located at Adobe Dam Regional Park. The settlement agreement stipulates the existing Park Lease Agreement expires on October 1, 2008, and outlines the disposition of equipment and improvements upon termination of the lease. Any costs associated with the Settlement Agreement will be absorbed within the department budget. This Settlement Agreement was discussed in Executive Session on May 15, 2006. (C3007003000) (ADM409) (C30020434)

ADMINISTRATIVE CORRECTION

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to amend Agenda Item C7906104700, approved by the Board of Supervisors on April 19, 2006, to correct vehicle #32202 to read Vehicle #32203 for Animal Care and Control Services. (C7906122700) (ADM3104)

FUND TRANSFERS; WARRANTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

**FORMAL SESSION
July 26, 2006**

SOLICITATION SERIALS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award:

- 05159-RFP Carrier Services** (\$26,000,000 estimate/five years with ~~ten~~ five one-year renewal options). Primary and Secondary countywide contracts for telecommunication carrier services.
- o Qwest Communications (Primary)
 - o Cox Arizona Telecom, LLC (Secondary)
- 06018-S Plumbing Services** (\$3,000,000 estimate/three years with three one-year renewal options). Price agreement to provide comprehensive plumbing services to Maricopa County facilities as requested by the Facilities Management Department.
- o Arizona Plumbing Services, Inc.
 - o Hernandez Companies, Inc.
 - o Roto Rooter Service and Plumbing Co.
- 06031-RFP Outside Audit, Accounting and Consulting Services** (\$5,000,000 estimate/three years with three one-year renewal options). Contract for outside audit, accounting and consulting services for all Maricopa County departments. Primary using agency is Health Care Mandates.
- o Clifton Gunderson, LLP
 - o KPMG, LLP
 - o Mercer Human Resources Consulting
- 06038-S HVAC Compressor Maintenance and Repair** (\$3,000,000 estimate/three years with three one-year renewal options). Price agreement to provide a source for HVAC compressor repair and preventative maintenance services.
- o Pioneer Equipment, Inc.

Renewals/Extensions:

Renewal/extension of the following contracts: (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed).

Until November 30, 2009

- 03053-S Pest Control Services** (\$1,000,000 estimate/three years). Pricing agreement renewal to provide Pest Control Services for Maricopa County facilities.
- o City Wide Pest Control, Inc.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

Increase in the price agreement amount for the following contracts. This request is due to an increased usage by county departments.

- 03266-C Feline/Canine Vaccines (\$250,000 increase).** Increase price agreement value from \$250,000 to \$500,000. This \$250,000 increase is necessary to continue the animal vaccination program provided by Animal Care and Control Department. This contract was originally approved by the Board of Supervisors on May 5, 2004, and has an expiration date of May 31, 2009.
- o MWI Veterinary Supply Company
- 04075-S Sanitation Service (\$225,000 increase).** Increase price agreement value from \$355,000 to \$580,000. This \$225,000 increase is requested by the Sheriff's Office to correct an underestimation for portable toilets utilized throughout the county on an as-required basis. This agreement was initially awarded by the Board on June 16, 2004, and has an expiration date of June 30, 2009.
- o Waste Management

RADIO NETWORK, PROGRAMMING AND REPAIR SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve an intergovernmental agreement (IGA) with the City of Avondale and execute documents to lease space on the Maricopa County SmartZone infrastructure system and purchase radio programming and repair services from Telecommunications Wireless Systems Division. This intergovernmental agreement is for five years with an automatic renewal every fifth year, unless terminated. The approximate start date for this IGA is August 15, 2006. Pursuant to A.R.S. §42-17106(B), authorize the approval of an increase in budgeted revenue (Fund 681, Department 410) for FY 2006-07 in the amount \$65,085 for this service. (C4107001200)

SETTLEMENT FOR TRIP REDUCTION ORDINANCE VIOLATIONS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the proposed settlement offer of \$7,800, from Glendale Care Center for violations of the Maricopa County Trip Reduction Ordinance. On May 23, 2006, the Travel Reduction Program Regional Task Force reviewed the compliance status of Glendale Care Center and the settlement offer of \$7,800. The TRP Task Force voted to recommend the acceptance of the Glendale Care Center settlement offer to the Board of Supervisors. This item is scheduled to be discussed in Executive Session on July 24, 2006. (C8506027000) (ADM2359)

POLICY ON MODULAR FURNITURE ASSETS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve and authorize a policy establishing a method to efficiently manage and report on modular furniture assets on a countywide basis in order to consolidate, reuse and redeploy existing furniture inventory; eliminate unnecessary purchases of new modular furniture; and save space by eliminating storage of modular parts by individual departments. (C7007002600) (ADM631)

**FORMAL SESSION
July 26, 2006**

PURCHASE AND ADDITION TO FLEET OF UTILITY VANS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the purchase and addition to the fleet of two, one-ton utility vans in support of the new security maintenance program for the 4th Avenue, LBJ, Durango Juvenile and Mesa Juvenile facilities at an estimated cost of \$68,000. The funds for the purchase are budgeted within Appropriated Fund Balance (482-255-4812). (C7007003800) (ADM3104)

MONTH-TO-MONTH PARKING LEASES

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to authorize Facilities Management and/or Real Estate to negotiate and enter into month-to-month parking leases with various vendors near the county-owned Security Center Building to provide parking for current tenants as well as for anticipated future parking needs as county tenants are transitioned into the building. The proposed agreements will fix the rental rate for a mutually acceptable term. Authorize the Facilities Management Department to expend funds not-to-exceed \$141,000 in FY 2006-07, for the purpose of paying vendors for leased spaces. Vendor payments will be processed and tracked through purchase orders issued by Materials Management. These month-to-month leases will require vendors to provide a minimum number of parking spaces at fixed rates and will allow for the total number of parking spaces to fluctuate from month-to-month as needed. The exact terms may vary according to the needs of the different vendors. There are no signed lease agreements for the month-to-month parking. Facilities Management Department receives a monthly invoice and Facilities Management Department pays the invoice based upon the agreed upon rate and the number of spaces for the month. (C7007004800)

EMPLOYEE RECOGNITION REWARD PROGRAM

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve, in accordance with Section X of the Maricopa County Compensation Plan, the continuation of the Facilities Management Employee Recognition Reward Program for FY 2006-07 to allow for the purchase and award of American Express gift cards (02059-RFP) in denominations of 25 points for a maximum award of 50 points per employee per event. These gifts cards have no cash value. The cost of the program is anticipated at \$3,200, and will be absorbed in the current expenditure budget of Department (70) Facilities Management Fund (100). The program will cover the period from July, 1, 2006 through June 30, 2007. (C7007005M00) (ADM800-001)

EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action.

A322.007 (CS)	Project No.: TT171 - MC 85 Extension - Agreement for Right of Entry - Parcel No.: 401-07-009D - Ernest R. Parker and Mary N. Parker - for the sum of \$500.00.
A322.015 (DLK)	Project No.: TT171 - Turner Road and Hazen Road - - Warranty Deed - Parcel No.: 401-06-001 - Benjamin S. Keck and Tammie E. Keck - for the sum of \$8,580.00.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

- A322.015 (DLK) Project No.: TT171 - Turner Road and Hazen Road - - Temporary Construction Easement and Agreement for Highway Purposes - Parcel No.: 401-06-001 - Benjamin S. Keck and Tammie E. Keck - for the sum of \$5,385.00.
- A322.015 (DLK) Project No.: TT171 - Turner Road and Hazen Road - - Purchase Agreement and Escrow Instructions - Parcel No.: 401-06-001 - Benjamin S. Keck and Tammie E. Keck.
- A338.013, A338.014, A338.020, A338.021, (CS) Project No.: TT112 - MC 85 (107th Avenue to 91st Avenue) - Letter Form Right of Entry - Parcel No.: 101-15-001, 002, 101-14-008F, 008G, 008J - Legacy Farming Company - for the sum of \$100.00.
- A339.002 (CS) Project No.: TE198 - Litchfield and Peoria - Agreement for Right of Entry Revocable License - Parcel No.: 501-43-013B - City of Phoenix - for the sum of \$500.00.
- A339.003, A339.004, A339.005(CS) Project No.: TE204 - Litchfield at Olive - Agreement for Right of Entry Revocable License - Parcel No.: 501-43-023, 012B, 501-42-024 - City of Phoenix - for the sum of \$500.00.
- A343.002 (RES) Project No.: TT210 - MC85 at El Mirage Road - Agreement for Right of Entry - Parcel No.: 500-31-007D - Zuheir Properties Inc./AR & AR Inc. - for the sum of \$500.00.
- DD9508 (CS) Project No.: TL008 - Right of Way Dedication - Easement and Agreement for Highway Purposes - Parcel No.: 502-37-064G - Insearch Investments, L.L.C., an Arizona Limited Liability Company - for the sum of \$10.00.
- MI-1N7E-21.001 (DM/GL) Project No.: TT011 - 88th Street (North of Apache Boulevard) - Drainage Easement - Parcel No.: 218-38-010A, 010B - Bonanza 36 Enterprises LLC, a Nevada Limited Liability Company and Kela Investments, LLC, an Oregon Limited Liability Company - for the sum of \$3,575.00
- X-1113 (LJS) Project No.: TT104 - El Mirage Road (Beardsley Road to Loop 303) - Quit Claim Deed - Parcel No.: 232-14-035 - Del Webb Home Construction, Inc., an Arizona corporation - for the sum of \$10.00.
- X-1114 (LJS) Project No.: TT104 - El Mirage Road (Beardsley Road to Loop 303) - Quit Claim Deed - Parcel No.: 232-09-984C - Del Webb Home Construction, Inc., an Arizona corporation - for the sum of \$10.00.

SERVICES IN SUN CITY WEST

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve the second renewal and amendment of the agreement between Maricopa County and the Recreation Centers of Sun City West, Inc., for services provided within Sun City West, Arizona, which expires on July 1, 2006. The original agreement was approved on December 6, 1995 (C64960010), for the purpose of identifying and defining the level of services that the county will assume and maintain within Sun City West, after completion of development by Del Webb Corporation. There is no cost to the county. (C6401342001) (C64960010)

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

PM-10 ROADS, PHASE FOUR

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve Change Order No. 3 to Contract No. 2004-54 with Kirkham Michael & Associates, for design services for MCDOT Project No. T046 (16223), PM10 Roads Phase 4, which will extend the contract performance period through July 30, 2006; the contract amount will not be increased. ((C6404207501)

ADDITION OF PROJECT AND AMENDMENTS TO CIP

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the addition of the Project T047, PM10 Roads, Phase IV, North Valley Roadways with an expenditure budget of \$1,600,000 to the Department of Transportation's FY 2006-07 TIP (CIP) Budget (Year 1), Department (640), Fund (234). Approve an amendment to the current FY 2007-11 Five-Year CIP for Fund (234) – Transportation Capital Projects Fund, adopted by the Board on June 19, 2006, by decreasing the FY 2006-07 (Year 1) capital budget for the following projects: (C6405315502) (ADM2000-003)

Project No.	Project	Decrease Capital Budget By
T002	Project Reserves	\$1,220,000
T006	Unallocated Force Account	\$90,000
T189	Apache Blvd Bridge at Tempe Canal	\$290,000

COTTON LANE FROM MC 85 TO ESTRELLA PARKWAY – CONTINUED

Item: Approve the intergovernmental agreement between Maricopa County and the City of Goodyear for improvements to Cotton Lane from MC 85 to Estrella Parkway. The county proposes to construct a 3.25 mile section of Cotton Lane and a bridge over the Gila River Channel in compliance with county and city standards. The county will act as the lead agency for this project, with the costs being shared among four parties; the county, the city, and two private developers. The city acknowledges that without secured private developer funding, this project will not proceed. The county's financial commitment to this project is \$17,284,911. The project budget for FY 2006-07 may be adjusted to meet the actual construction expenditures. Approval of this agenda item is contingent upon the Board adopting the recommended FY 2007-08 budget. This item is continued from the July 12, 2006 meeting. (C6406284200)

This item was continued to the September 6th Board meeting at the request of the department.

TRAFFIC SIGNAL DESIGN AND INSTALLATION

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the intergovernmental agreement between Maricopa County and the City of Phoenix for the design and installation of a traffic signal at the intersection of 99th Avenue and Campbell Avenue. The city is the lead agency for this project, with the county providing a "no cost" permit for work being done within the county's right-of-way. (C6406290200)

FORMAL SESSION
July 26, 2006

ARTERIAL ROADWAYS – QUEEN CREEK

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the intergovernmental agreement (IGA) between Maricopa County and the Town of Queen Creek whereby the town will be responsible for the operation, maintenance, traffic control, and permitting responsibilities for various arterial roadways. The town is in the process of annexing 35.14 miles of arterial roadways. The county will convey the right-of-way for the arterial roadways at the time this agreement is executed by the Board of Supervisors. The town accepts all liability responsibilities for these roadway segments until the annexation process is complete. The town will obtain county approval for any additions or changes to traffic control devices until the annexation is complete. The affected roadways are listed within the IGA. (C6406292200)

163RD AVENUE BETWEEN JOMAX ROAD AND SR 74

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following:

- a. The intergovernmental agreement (IGA) between Maricopa County and the City of Surprise for the Corridor Improvement Study and Design Concept Report (DCR) for 163rd Avenue between Jomax Road and SR 74. The county will act as the lead agency for the Corridor Improvement Study, with the city reviewing the draft and final reports. The county will act as the lead agency for the development of the DCR, with the city acting as the Project Engineer for the DCR. The DCR is currently estimated at \$500,000. The county will contribute \$200,000 to the DCR, with the city contributing the remaining costs, which is estimated at \$300,000. Approve an amendment to the current FY 2007-11 Five-Year CIP for Dept (640), Fund (234) – Transportation Capital Projects, adopted by the Board on June 19, 2006, by increasing the FY 2006-07 (Year 1) revenue budget for Project Number T005, Candidate Assessment Reports, by \$300,000. (ADM2000-003) (C6406293200)
- b. Consultant Services Contract No. 2005-019 with Parsons Brinckerhoff Quade & Douglas, Inc. for a lump sum fee amount not-to-exceed \$655,089.21, which will be used for the preparation of a Corridor Improvement Study for a lump sum fee not-to-exceed \$158,023.33, and a Design Concept Report for a lump sum fee not-to-exceed \$497,065.88, for 163rd Avenue: Jomax Road to SR-74, Project No. T005. The preferred corridor alignment shall be identified within 240 calendar days and the Corridor Improvement Study and Design Concept Report shall be completed within 540 calendar days of the notice-to-proceed. Expenditures in FY 2007-08 are contingent upon the Board of Supervisors approving the recommended FY 2007-08 budget. (C6406294500)

APPOINTMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the following:

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

- a. **Housing Authority of Maricopa County** – Re-appoint the following individuals:
- i. Rudy Buchanan, representing Supervisorial District 5, whose term is effective from Board of Supervisors' approval through June 30, 2010. (C0607002900) (ADM2405-001)
 - ii. Rick Cole, representing Supervisorial District 1, whose term is effective from Board of Supervisors' approval through June 30, 2010. (C0607003900) (ADM2405-001)
- b. **Community Development Advisory Committee (CDAC)** – Appoint the following individuals to serve a one-year term effective July 1, 2006 through June 30, 2007: (C1707031900) (ADM1501)

Cities and Towns

Representation	Primary	Alternate
Buckeye	Robert Doster	Levi Beard
El Mirage	Roy Delgado	Michele Kern
Gila Bend	Daniel Birchfield	James "Bud" Turner
Goodyear	Dick Sousa	Frank Cavalier
Guadalupe	Bernadette Jimenez	Rodrigo Flores
Litchfield Park		
Queen Creek	Joyce Hildebrandt	Toni Valenzuela
Tolleson	Jose Espinoza	Adolfo Gamez
Wickenburg	Dave Lane	John Zerby
Youngtown	Larry Oglesby	Bryan Hackbarth

Supervisorial Districts

Representation	Primary
District 3	Richard Painchaud, Ph.D. & Horst Kraus
District 4	Edward Kientz & Doris Heisler

SETTING OF HEARINGS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to set the following public hearings. All hearings will be held at 205 W. Jefferson, Phoenix, unless otherwise noted:

- a. **Road File Declaration** – A public hearing to declare the following road into the county highway system for 9:00 a.m., Wednesday, August 16, 2006.

Road File No. 5352. All the streets in their entirety in Rainbow Valley Ranch, in the vicinity of Narramore Road and 209th Avenue. (C6406295000)

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

PUBLIC HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for September 6, 2006, at 9:00 a.m. in the Board of Supervisors Auditorium, 205 West Jefferson, as follows:

Z2005-101; Z2006-005; Z2006-007; Z2004-046; Z2006-014; Z2006-046; Z2005-126; DMP2004-004

ASRS CLAIMS

No payment of claims request was submitted by the Arizona State Retirement System for this meeting. (ADM3309-001)

ASRS PROPERTY TAXES

Pursuant to A.R.S. §42-11102, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to acknowledge receipt of the notification from the Arizona State Retirement System to the Assessor of the intention to have its one property in Maricopa County, located at 3300 N. Central Avenue, Phoenix, (APN No. 118-37-021N) taxed under the Government Property Lease Tax (GPLET) framework. ASRS occupies 23.46% of the building, which is exempt from taxation. (ADM303)

ARIZONA STATE SCHOOLS FOR THE DEAF AND THE BLIND

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the payment in the amount of \$11.40 to the Arizona State Schools for the Deaf and the Blind covering costs incurred in providing educational services to one student residing in Maricopa County. This payment is in accordance with A.R.S. §15-1346B which states "...the Superintendent shall remit the account after one school year to the Clerk of the Board of Supervisors of the county in which the pupil resides for payment from the county general fund." (ADM714)

CANVASS OF ELECTIONS

No canvasses of elections were submitted by special districts for this meeting.

CLASSIFICATION CHANGES

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to the Assessor has recommended the Board change classification and/or reduce the valuation of certain properties which are now owner-occupied. (ADM723)

PARCEL NO.	YEAR	OWNER	CLASS FROM:	CLASS TO:
102-34-609	2005	Melinda Krider	LC/4	LC/3
103-13-489	2005	Ofelia Bernal	LC/4	LC/3
106-15-103	2005	Constanca Rodriguez	LC/4	LC/3
107-06-028	2005	Connie Olea	LC/4	LC/3
110-18-012	2005	Mary Sneed	LC/4	LC/3
115-45-182	2005	Manuel Rodriguez	LC/4	LC/3
117-05-045	2005	Antonio Romero	LC/4	LC/3

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

131-02-055	2005	John Esposito	LC/4	LC/3
137-20-271	2005	RUTH HARTINIAN	LC/4	LC/3
141-72-033	2005	PAUL ENGEL	LC/4	LC/3
142-63-365	2005	HELEN DAVIS	LC/4	LC/3
143-01-225	2005	Randy Nelson	LC/4	LC/3
160-09-004	2005	Rhonda Rattisseau	LC/4	LC/3
164-69-004	2005	Yota Aguilar	LC/4	LC/3
173-35-408	2005	Maryann Cavataio	LC/4	LC/3
176-24-644	2005	David Birch	LC/4	LC/3
200-41-036	2005	Richard Gazinski	LC/4	LC/3
200-75-581	2005	Donald H Jenson	LC/4	LC/3
200-85-646	2005	Wilma Savakes	LC/4	LC/3
103-13-489	2004	Ofelia Bernal	LC/4	LC/3
106-15-103	2004	Constanca Rodriguez	LC/4	LC/3
107-06-028	2004	Connie Olea	LC/4	LC/3
110-18-012	2004	Mary Sneed	LC/4	LC/3
115-45-182	2004	Manuel Rodriguez	LC/4	LC/3
117-05-045	2004	Antonio Romero	LC/4	LC/3
131-02-055	2004	John Esposito	LC/4	LC/3
141-72-033	2004	Paul Engel	LC/4	LC/3
142-63-365	2004	Helen Davis	LC/4	LC/3
164-69-004	2004	Yota Aguilar	LC/4	LC/3
173-35-408	2004	Maryann Cavataio	LC/4	LC/3
176-24-644	2004	David Birch	LC/4	LC/3
200-41-036	2004	Richard Gazinski	LC/4	LC/3
200-75-581	2004	Donald H Jenson	LC/4	LC/3
200-85-646	2004	Wilma Savakes	LC/4	LC/3
103-13-489	2003	Ofelia Bernal	LC/4	LC/3
106-15-103	2003	Constanca Rodriguez	LC/4	LC/3
107-06-028	2003	Connie Olea	LC/4	LC/3
110-18-012	2003	Mary Sneed	LC/4	LC/3
115-45-182	2003	Manuel Rodriguez	LC/4	LC/3
117-05-045	2003	Antonio Romero	LC/4	LC/3
131-02-055	2003	John Esposito	LC/4	LC/3
142-63-365	2003	Helen Davis	LC/4	LC/3
164-69-004	2003	Yota Aguilar	LC/4	LC/3
173-35-408	2003	Maryann Cavataio	LC/4	LC/3
176-24-644	2003	David Birch	LC/4	LC/3
200-41-036	2003	Richard Gazinski	LC/4	LC/3
200-85-646	2003	Wilma Savakes	LC/4	LC/3

COMPROMISES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to accept the requested compromises as payment in full. This item was discussed in Executive Session on July 10, 2006. (ADM407)

Bridgett Geyer	\$2,000.00
Jessica Messina	\$1,800.00

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

Trisha Palmer	\$1,050.00
John Pizzi	\$3,000.00

DONATIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to accept the donation reports received from county departments for June 2006. (ADM1810-001)

Human Resources, non-cash donation of \$510.00

DUPLICATE WARRANTS

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approval is requested that duplicate warrants be issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

COUNTY

NAME	WARRANT	FUND	AMOUNT
Indipendent Nursin Services	360522610	Expense	\$2,439.50
Bank of America Instit	360562722	Expense	\$64,220.25
Frys Marketplace	360518512	Expense	\$86.46
Dana Anderson	360559375	Expense	\$6,819.62
Andrew Klein	270000031	Payroll	\$1,827.92

SCHOOLS

NAME	SCHOOL	WARRANT	AMOUNT
Union Pen Company	Litchfield Elem SD #79	460107443	\$525.16
Katherine Porter	Isaac SD	5776097	\$4,200.03
Manuel E Camacho	Agua Fria Union High SD #216	160123065	\$2,676.30
Olga Dossie	Phoenix Elem SD #1	160117221	\$385.18
Computer Cable Specialists	Madison SD #38	460100396	\$174.04
Juanita Gaona	Osborn SD #8	160115624	\$119.87
Duangkhae Strned	Higley USD #60	160114523	\$840.71
Melissa Penniman	Alhambra SD #68	160116422	\$1,988.93
Ace Hardware	Wickenburg Unified SD #9	460106826	\$314.43
Yara Katz	Avondale Elem SD	160113792	\$5,383.21
Caroline Stutesman	Phoenix Elem SD #1	460074763	\$3,620.00

MINUTES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the minutes of the Board of Supervisors meetings held April 24, 2006 and May 8, 2006.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

MINUTES CORRECTIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to accept the typographical corrections to the Board of Supervisors' minutes. (ADM726-001)

ORIGINAL DATE	MINUTE'S ITEM	ERROR	CORRECTED DATA
3/16/94 FCD	FCD ROW docs	not included	Add ROW Docs
4/6/94 FCD	FCD ROW docs	not included	Add ROW Docs
5/25/94 FCD	FCD ROW docs	not included	Add ROW Docs
7/6/94 BOS	ROW incorrectly placed	move ROW from FCD	insert ROW in BOS
7/6/94 FCD	FCD ROW docs	Wrong ROW Docs	Replace with FCD ROW
12/04/96	FCD & MCDOT ROW	Wrong ROW Docs	Switch ROW Docs
11/18/98 FCD	ROW Doc	Correction not Picked up	Make Correction
11/17/99 FCD	FCD ROW docs	not included	Add ROW Docs
10/20/04 SHCD	Operational Policies Date	Nov 3, 2004	Nov 1, 2004

PRECINCT COMMITTEEMEN

No request was received to authorize the appointment of cancellation of appointment of Precinct Committeemen for this meeting. (ADM1701)

SECURED TAX ROLL CORRECTIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve requests from the Assessor for corrections of the Secured Tax Rolls. (ADM705)

YEAR	FROM NO.	TO NO.	AMOUNT
2003	25809	25823	-\$88,884.82
2003	25739	25808	-\$399,450.40
2003	25703	25721	-\$1,941.48
2004	12064	12107	-\$102,780.12
2004	11933	12063	-\$639,731.38
2004	11797	11828	-\$2,072.70
2004	11829	11906	-\$54,173.18
2005	11310	11467	-\$481,918.10
2005	10692	10786	\$559,906.56
2005	10818	10839	-\$183,595.44
2005	10878	10912	\$1,958.36
2005	11001	11063	\$9,162.10
2004	11907	11932	-\$41,727.68
2003	25722	25738	-\$59,291.42
2002	19509	19510	-\$317.72
2005	11064	11107	-\$131,772.94
2005	11134	11309	-\$306,508.42
2004	12108	12140	-\$498,252.80
2005	11470	11526	-\$273,323.38

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

2003	25824	25840	-\$285,534.70
------	-------	-------	---------------

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve the settlement of tax cases dated July 26, 2006. (ADM704)

2005	2006
TX2004-000757	ST2005-000109
TX2004-000775	TX2005-050042
CV2004-023000	TX2005-050217
2005/2006	TX2005-050219
TX2004-000906	TX2005-050235
TX2005-050198	TX2005-050376

STALE DATED WARRANTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to find that claims presented, pursuant to A.R.S. §11-644, are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (ADM1816)

Christopher J Scialdone	\$283.00
-------------------------	----------

TAX ABATEMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §41-18353. (ADM708)

PARCEL NO.	YEAR	PROPOSED ABATEMENT	PARCEL NO.	YEAR	PROPOSED ABATEMENT
113-05-037C	1990-2002	\$163.20	301-64-002U	1996-1999	\$38.12
124-47-009B	1995-1997	\$45.00	301-64-869	1992	\$10.74
131-06-020J	1993	\$8.70	301-67-003E	1997-2000	\$43.68
131-06-020K	1993	\$8.70	301-67-004G	1997-2000	\$43.68
138-52-004	1992	\$93.00	301-87-913	1993	\$88.96
139-07-003M	1994	\$79.68	302-07-001Y	1998	\$45.24
140-66-121	1996	\$10.26	302-21-816	1995-1996	\$23.40
141-68-409	1993-1994	\$16.38	302-21-818	1995-1996	\$31.72
141-68-410	1993-1994	\$16.38	302-21-820	1995-1996	\$23.40
142-27-049B	1998-1999	\$182.16	302-21-821	1995-1996	\$23.40
142-74-003C	1988-2001	\$239.44	302-21-822	1995-1996	\$23.40
142-74-003C	1992-2001	\$361.42	302-21-823	1995-1996	\$23.40
144-21-304A	1995	\$14.50	302-21-940	1996	\$5.56
144-43-002T	1995	\$15.06	302-37-092	1991-1992	\$22.30
164-26-204	1997	\$10.88	302-48-001S	1993-2003	\$116.28

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

PARCEL NO.	YEAR	PROPOSED ABATEMENT	PARCEL NO.	YEAR	PROPOSED ABATEMENT
164-42-012M	1997	\$11.38	302-48-001Z	1987	\$9.32
174-41-028	1990-1992	\$215.16	302-48-871	1993-1996	\$44.34
176-08-581	1996-2000	\$49.80	302-51-048J	1995-1999	\$54.38
172-21-500	1996	\$51.66	302-52-002F	1990-1991	\$21.44
200-22-289B	1992	\$42.14	302-80-002P	1988	\$7.24
200-22-292B	1993-1994	\$114.28	302-93-628	1988	\$73.38
200-25-253	1998	\$11.24	302-93-664	1988	\$73.38
200-25-259	1998	\$11.24	302-98-518	1990	\$9.72
200-25-242	2005	\$1,486.12	302-98-519	1990	\$9.72
201-13-023D	1993-1999	\$281.08	302-98-520	1990	\$9.72
206-15-041	1999	\$143.40	302-98-521	1990	\$9.72
206-15-048	1999	\$143.40	302-98-522	1990	\$9.72
206-15-079	1999	\$143.40	302-98-632	1991-1992	\$21.88
211-33-002G	1998	\$126.20	302-98-634	1991-1992	\$21.80
211-70-010H	1992	\$30.02	302-98-817	1993	\$129.94
212-02-192	1998	\$10.22	303-23-029B	1988-1989	\$16.58
212-02-193	1998	\$10.22	303-39-979	1999-2001	\$29.88
212-02-194	1998	\$10.22	303-45-065		
212-02-196	1998	\$10.22	303-56-778	1999	\$10.48
213-05-028	1995	\$107.62	303-56-779	1999	\$10.48
214-11-032A	1988-1994	\$84.36	303-63-071	1997	\$93.16
214-25-049B	1997	\$42.28	303-63-072	1997	\$93.16
217-54-460A	1996	\$137.66	303-63-081	1997	\$93.16
217-54-480A	1996	\$137.66	304-12-874	1986	\$9.38
218-08-379A	1996-2000	\$44.14	304-65-017C	1990-1994	\$106.86
218-08-380A	1996-2000	\$44.14	304-68-029V	1999-2000	\$12.24
218-08-382A	1996-2000	\$44.14	304-96-990	1991	\$11.98
218-08-384A	1996-2000	\$44.14	304-96-991	1991	\$11.98
218-08-385A	1996-2000	\$44.14	304-96-993	1991	\$11.98
218-08-386A	1996-2000	\$44.14	309-11-337	1997	\$36.24
218-08-388A	1996-2000	\$44.14	309-11-617	1997	\$39.64
218-08-390A	1996-2000	\$44.14	310-08-464	1997	\$11.84
218-08-391A	1996-2000	\$44.14	310-08-465	1997	\$11.84
218-08-393A	1996-2000	\$44.14	401-43-057A	1992-2001	\$380.08
219-26-110C	1994-2001	\$176.86	402-22-011	1988	\$238.08
219-26-130	1987-2001	\$2,258.60	500-68-005F	1994	\$6.12
220-01-027	1997-1998	\$24.04	502-46-039A	1985-1996	\$130.10
220-03-028U	1997	\$8.18	503-44-076A	1999	\$39.14
220-30-002A	1990-1993	\$32.18	503-44-078A	1999	\$39.14
220-30-934C	1990-1994	\$39.96	503-52-021P	1998	\$5.58
220-43-002M	1994-1996	\$12.80	504-40-021G	1996-2000	\$738.78
220-69-003A	1999	\$8.80	505-48-203B	1989	\$67.36

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 26, 2006**

PARCEL NO.	YEAR	PROPOSED ABATEMENT	PARCEL NO.	YEAR	PROPOSED ABATEMENT
231-05-643A	1987-1990	\$34.36	505-48-204B	1989	\$28.80
301-15-011	1996-1998	\$49.40	506-41-001	1996-2000	\$37.94
301-41-523A	1992	\$11.16	506-59-005	1995-1999	\$50.62
301-49-753	1999	\$10.96			
301-58-008U	1994	\$9.78			

RESCIND PREVIOUS ACTION AND RE-APPROVE IDA REVENUE BONDS VARIABLE RATE DEMAND SOLID WASTE DISPOSAL REVENUE BONDS (ROBERT AND ANDREA VAN HOFWEGEN FAMILY, L.L.C. PROJECT)

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to rescind the action taken on July 12, 2006 regarding IDA Variable Rate Demand Solid Waste Disposal Revenue Bonds (Robert and Andrea Van Hofwegen Family, L.L.C. Project), Series 2006 in order to comply with the timing sequence of events related to the issuance of bonds, and re-approve the captioned resolution as stated below. This item is being considered by the Board solely to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended, and the requirement of A.R.S. §35-721B, that the Board approve the proceedings under which bonds of the Industrial Development Authority of the County of Maricopa are issued. (Addendum item A-1) (ADM4792)

A RESOLUTION OF THE BOARD OF SUPERVISORS OF MARICOPA COUNTY, ARIZONA, APPROVING THE ISSUANCE OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF MARICOPA VARIABLE RATE DEMAND SOLID WASTE DISPOSAL REVENUE BONDS (ROBERT AND ANDREA VAN HOFWEGEN FAMILY, L.L.C. PROJECT) SERIES 2006 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,500,000 (THE "BONDS")

LEASE FOR HEALTHY START PROGRAM

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to approve and execute a new full service Lease No. L7389 with T&R Properties, LLC, as lessor, for approximately 2,852 rentable square feet of office space located at 2737 W. Southern Avenue, Suites 7, 8 & 9, Tempe, AZ, for occupancy by the Healthy Start Program with Maricopa County Department of Public Health. The lease term is for 61 months commencing on October 15, 2006, or as reflected by the "Commencement Date Confirmation" and terminating on or about October 31, 2011, and includes one month of free rent. The lessee has the right to "hold over" for six months and has the option to renew this lease for two additional five-year terms. The lessee may terminate this lease at the end of any fiscal year due to lack of funds and must pay any unpaid amortized tenant improvement cost. Tenant improvement costs will not exceed \$33,000. The Department of Health and Human Services, Health Resources and Services Administration Grant Award No. H49MC00174-05-00 period is from June 1, 2006 to January 31, 2010. The lease term is 21 months more than the grant award period. In case the grant funding stops on February 1, 2010, and lessee terminates the lease, lessee will be liable to pay \$11,361 (21 months X \$541) in unpaid amortized tenant improvement cost.

The lessee has the right to use 13 parking spaces, two covered-reserved and 11 unreserved, and two overnight van parking spaces. Lessee agrees to pay the following sum per annum, **plus taxes** (the Clerk added this language change prior to the vote) and operation and maintenance increases:

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

Months	Cost Per Square Foot	Monthly Rent Expense	Annual Rent Expense
First Month Free			
2-13	\$12.97	\$3,082.00	\$36,984.00
14-25	\$13.36	\$3,174.50	\$38,094.00
26-37	\$13.76	\$3,269.33	\$39,232.00
38-49	\$14.17	\$3,367.83	\$40,414.00
50-61	\$14.60	\$3,468.83	\$41,626.00

Legal approval of this item is contingent upon Civil Division's review of the final lease agreement. (Addendum item A-2) (C8607005400)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

Blue Crowley, citizen, spoke of several concerns with the performance of the RPTA with regard to legal obligations and also mentioned what he felt were idiosyncrasies and misconceptions in their last two transit reports. (ADM605)

SUPERVISORS'/COUNTY MANAGER'S SUMMARY OF CURRENT EVENTS

Supervisor Wilson commented on the recent emergency surgery of Chairman Don Stapley, wishing him a safe and speedy recovery. (ADM606)

Supervisor Brock extended the Board's sympathy to attorney Terry Eckhardt, with the County Attorney's Office, and his family on the death of his 25 year-old-son, Douglas Eckhardt, on July 21.

EXECUTIVE SESSION CALLED

Pursuant to A.R.S. §38-431.03, et.al., motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (3-0-2) to recess into executive session, in the Tom Sullivan Conference Room, 301 West Jefferson, for the purpose of reviewing the matter listed below pursuant to the listed statutory references. All members remained in session when the meeting reconvened.

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT DISCUSSIONS CONDUCTED TO AVOID OR RESOLVE LITIGATION – ARS §38-431.03(A)(3) and (A)(4)

- E-1. Legal advice concerning Board of Supervisors representation, and course of action regarding Restated Declaration of Trust, including Thomas v. Board of Supervisors, CV2006-008971
Tim Casey, Outside Counsel
Dean Wolcott, Outside Counsel

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
July 26, 2006

MEETING ADJOURNED

After consideration of the item listed above and there being no further business to come before the Board, the meeting was adjourned.

Fulton Brock, Acting Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board